

By

*John T. Horner*  
*Smith*

H.B. No. 478

A BILL TO BE ENTITLED

AN ACT

directing the State Department of Health to develop and carry out a program to provide psychological and audiological tests to deaf or hard-of-hearing persons in certain areas of the state; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. The State Department of Health shall establish and develop a state program for the testing of deaf and hard-of-hearing persons for hearing defects. The purpose of this program is to provide audiological and psychological testing services to the deaf and hard-of-hearing in areas where these services are not otherwise available.

Sec. 2. The State Department of Health may contract with physicians to provide psychological and audiological tests to deaf or hard-of-hearing persons and subject to legislative appropriation of funds may pay a reasonable fee for the services.

Sec. 3. (a) In the program the agency shall include:

(1) criteria and standards consistent with the purposes of this Act for determining the degree of hearing loss which makes a person eligible for testing under this Act; and

(2) criteria and standards for determining physicians' qualifications for administering tests under this Act.

(b) The testing service shall be made available only in areas where the service would not otherwise be available.

Sec. 45. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended.

BILL ANALYSIS

Background information:

Psychological and audiological testing is not currently available to most hard of hearing persons due to the geographical distances between State testing facilities.

What the Bill proposes to do:

To establish testing of deaf and hard of hearing persons in areas not served by existing State facilities by extending the service through contracts with private physicians.

Section by section analysis:

Section 1. The Health Department shall establish a program for testing deaf people for hearing defects.  
This Bill makes such testing available in areas where no testing facility is operated by the State.

Section 2. The Health Department may contract with physicians to perform these tests.

Section 3. (a) The program shall include;  
(1) standards for determining the degree of hearing loss,  
(2) standards for determining the physician's qualifications to administer these tests.  
(b) This testing service shall be available under this Act only where it is not currently available.

Section 4. Declares an emergency.

Summary of Committee Hearing.

Mr. Finck, Chairman of the sub-committee, moved that H.B. 478 be reported back to the House with the recommendation that it do pass, as amended, and be printed. The motion prevailed by unanimous voice vote.

FORM B

(For favorable reports on bills where committee amendments other than "committee substitutes" are recommended; and for resolutions where committee amendments, including complete substitutes, are recommended.)

COMMITTEE REPORT

Date April 4, 1967

HON. BEN BARNES

Speaker of the House of Representatives.

Sir:

We, your Committee on Public Health, to whom was referred H.B. No. 470, have had the same under consideration

and beg to report back with recommendation that it do pass, as amended, and be ~~printed~~

Don Carness

Chairman.

(In the case of simple and concurrent resolutions the words "and be printed" should be stricken out since resolutions are printed in the Journal when they are first introduced.)

The word "not" should be inserted before "printed" only in case of a local bill reported favorably with amendments and ordered not printed, which is customary for local bills.)

*Genich - Finck*  
*plc*  
COM. AMENDMENT  
NO. 1

1  
SUBCOMMITTEE AMENDMENT TO H.B. 473

*Insert* → Sec. 4 The State Department of Health shall establish  
and collect fees to cover the costs of these services:  
*dm* provided, however, that such services shall not be denied  
to any resident of the State of Texas because of inability  
to pay such fee.

Renumber the present Sec. 4. to become Sec. 5.

DATE APR 18 1967

READ AND ADOPTED

*Dorothy Hallman*  
HOUSE OF REPRESENTATIVES

By: Floyd of Harris, Smith

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(b) The testing service shall be made available only in areas where the service would not otherwise be available.

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Sec. 4. The State Department of Health shall establish and collect fees to cover the costs of these services: provided, however, that such services shall not be denied to any resident of the State of Texas because of inability to pay such fee. \_\_\_\_\_

Sec. 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended. \_\_\_\_\_

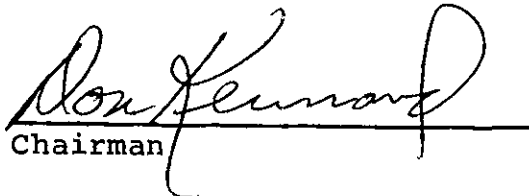
Austin, Texas

May 23, 1967

Honorable Preston Smith  
President of the Senate

Sir:

We, your Committee on Public Health to which was referred  
H.B. No. 478, have had the same under consideration, and  
I am instructed to report it back to the Senate with the  
recommendation that it do pass and be printed.

  
Chairman

ENROLLED

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AN ACT

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Sec. 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended.

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Lieutenant Governor  
President of the Senate

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Speaker of the House

I hereby certify that H.B. No. 478 was passed by the House on April 18, 1967, by a non-record vote.

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Chief Clerk of the House

H.B. No. 478

I hereby certify that H.B. No. 478 was passed by the Senate  
on May 25, 1967, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

6/18/67

Date

John Connally

Governor

RECEIVED IN OFFICE OF THE  
SECRETARY OF STATE  
1:05 PM O'CLOCK

JUN 16 1967  
John L. Hill  
Secretary of State

H.B. No. 478 By Floyd of Harris

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FILED FEB 13 1967

FEB 14 1967 READ 1ST TIME  
AND REFERRED TO COMMITTEE ON  
Public Health

APR 5 1967 REPORTED FAVORABLY AS AMENDED SENT TO PRINTER

PRINTED, DISTRIBUTED AND

REFERRED TO COMMITTEE ON  
RULES 4:30 P.M. APR 5 1967  
(Time) (Date)

APR 18 1967 READ SECOND  
TIME Amended AND  
ORDERED non-record vote ENGROSSED, by

Dorothy Hallman  
Chief Clerk, House of Representatives

APR 18 1967 Constitutional  
Rule requiring bills to be read on  
three several days suspended by  
A four-fifths vote.  
Yeas 135 Nays 10

Dorothy Hallman  
Chief Clerk, House of Representatives

APR 18 1967 Read third time  
and Passed  
by non-record following vote: yeas  
Nays  
Dorothy Hallman  
Chief Clerk  
HOUSE OF REPRESENTATIVES

APR 18 1967 MOTION TO RECONSIDER THE VOTE BY  
WHICH HB #478  
ADOPTED / PASSED AND TO TABLE THE MOTION TO RECON-  
SIDER PREVAILED PASSED BY A non-record vote  
YEAS AND NAYES  
Dorothy Hallman  
CHIEF CLERK HOUSE OF REPRESENTATIVES

P.M. APR 18 1967 SENT TO ENGRASSING CLERK



By: Floyd of Harris, Smith

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2-13-67 Filed.

2-14-67 Read first time and referred to Committee on Public Health.

4- 5-67 Reported favorably as amended, sent to printer.

4- 5-67 Printed, distributed and referred to Committee on Rules at 4:30 p.m.

4-18-67 Read second time, amended and ordered engrossed by a non-record vote.

4-18-67 Constitutional Rule requiring bills to be read on three several days suspended by a four-fifths vote: Yeas 135, Nays 10.

4-18-67 Read third time and passed by a non-record vote.

Dorothy Hallman  
Chief Clerk, H. of R.

4-18-67 Sent to Engrossing Clerk.

4-18-67 Engrossed.

Carla Suggs  
Engrossing Clerk, H. of R.

APR 19 1967 RETURNED FROM ENGROSSING CLERK SENT TO THE SENATE

APR 19 1967  
IN THE SENATE  
Received from the House

MAY 4 1967  
Read first time  
and referred to Committee  
on Public Health

MAY 23 1967  
Reported Favorably.

MAY 25 1967  
READ SECOND TIME  
AND PASSED TO THIRD READING.

MAY 25 1967  
Senate Rule 32 and  
Constitutional Rule (Sec. 32, Art. III)  
suspended by a vote of 31 yeas,  
0 nays, to place bill on third  
reading and final passage.

MAY 25 1967  
READ THIRD TIME AND PASSED  
BY THE FOLLOWING VOTE:

Yeas 31 Nays 0

Charles Schnabel  
Secretary of the Senate

MAY 25 1967  
SENT TO HOUSE

MAY 25 1967

RETURNED FROM SENATE

*Donalty Hallman*

Chief Clerk, House of Representatives

SENT TO ENROLLING CLERK

MAY 25 1967